IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY NINETH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE J.CHELAMESWAR

And
THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT PETITION NO : 14954 of 2004

Between:

1 The Commissioner of Commercial Taxes, A.P.Hyderabad.
2 The Deputy Commissioner (C.T.) Karimnagar.
3 The Commercial tax officer, Pedapalli, Karimangar Dist.

..... PETITIONERS

AND

S.D.Khaleemuddin, S/o.Jainulabuddin, Attender,
O/o.The Commercial Tax officer, Pedapally, Karimnagar Dist.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature writ of "certiorari" and calling for the records relating to the order passed in O.A.No.4274/1996, dt.17-3-2003 on the file of the Hon'ble A.P.Administrative Tribunal, Hyderabad and quash the same as illegal, and arbitrary.

Counsel for the Petitioner: GP FOR SERVICES II

Counsel for the Respondent: --N.A.--

The Court, at the stage of admission, made the following:

(Oral Order: Per: The Hon'ble Mr. Justice J. Chelameswar)

The writ petition is filed with the prayer as follows:

> "For the reasons stated in the accompanying affidavit, the petitioners herein pray that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature writ of "certiorari" and calling for the records relating to the order passed in O.A.No.4274/1996, dt.17-3-2003 on the file of the Hon'ble A.P. Administrative Tribunal, Hyderabad and quash the same as illegal, and arbitrary and pass such other order or orders as deemed fit and proper in the circumstances of the case."

It is not necessary to go into the factual disputes of the matter, as, admittedly, the issue involved in this writ petition is identical to the issue involved in W.P.No. 4489 of 2004, which was dismissed by the orders of this court dated 11-03-2004.

In the circumstances and for the same reasons assigned while dismissing the above mentioned writ petition, this writ petition is also dismissed at the stage of admission.

_____

J. CHELAMESWAR, J

_____

GODA RAGHURAM, J

Dt. 29-09-2004

Pvks/*

To

1 The Commissioner of Commercial Taxes, A.P.Hyderabad.
2 The Deputy Commissioner (C.T.) Karimnagar.
3 The Commercial tax officer, Pedapalli, Karimangar Dist.

4. 2CCs to the Government Pleader for Services-II, A.P. High Court Buildings, Hyderabad (OUT).

5. 2CD copies

*Form-NIC-OGS/WP{**JA**}*